

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON STATE ADMINISTRATION

Call to Order: Chairman Dennis Himmelberger, on March 3, 2009 at 8:01 A.M., in Room 455 Capitol

ROLL CALL

Members Present:

Rep. Dennis Himmelberger, Chairman (R)
Rep. Sue Dickenson, Vice Chairman (D)
Rep. Jesse O'Hara, Vice Chairman (R)
Rep. Joel Boniek (R)
Rep. Frosty Boss Ribs (D)
Rep. Dee Brown (R)
Rep. Mary Caferro (D)
Rep. Betsy Hands (D)
Rep. Gordon R. Hendrick (R)
Rep. Pat Ingraham (R)
Rep. Gary MacLaren (R)
Rep. Sue Malek (D)
Rep. Kendall Van Dyk (D)
Rep. Ted Washburn (R)
Rep. Franke Wilmer (D)

Members Excused: Rep. Russell Bean (R)

Members Absent: Rep. Tony Belcourt (D)
Rep. Mike Phillips (D)

Staff Present: Sheri Heffelfinger, Legislative Branch
Marshall McEwen, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 90, SB 227, SB 252, 2/25/2009

Executive Action: SB 252, SB 72, SB 219, SJR 14

HEARING ON SB 90

Opening Statement by Sponsor:

00:02:25 Sen. Verdell Jackson (R), SD 5, opened the hearing on SB 90, Clarify sponsor notification for administrative rules.

Proponents' Testimony:

00:10:36 Mark Cadwallader, Staff Attorney, Montana Department of Labor and Industry
00:12:20 Chairman Himmelberger
00:12:54 Ann Brodsky, Chief Legal Counsel, Governor's Office

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:15:59 Rep. Boniek
00:16:21 Sen. Jackson
00:16:46 Rep. Boniek
00:16:55 Sen. Jackson
00:18:01 Rep. Boniek
00:18:31 Sen. Jackson
00:18:39 Chairman Himmelberger
00:18:46 Mr. Cadwallader
00:19:59 Chairman Himmelberger

Closing by Sponsor:

00:20:06 Sen. Jackson
00:20:21 Chairman Himmelberger

HEARING ON SB 227

Opening Statement by Sponsor:

00:20:35 Sen. Roy Brown (R), SD 25, opened the hearing on SB 227, Electronic filing and additional campaign reports.

EXHIBIT(sth47a01)

Proponents' Testimony:

00:24:20 Rita Blouke, Vice President, Helena League of Women Voters

00:25:42 Sen. Mike Cooney, SD 40, Helena

Opponents' Testimony: None

Informational Testimony:

00:26:32 Mary Baker, Program Supervisor, Political Practices,
Commissioner's Office

Questions from Committee Members and Responses:

00:27:15 Rep. MacLaren
00:27:26 Sen. Brown
00:27:36 Rep. Hands exited the room.
00:28:15 Rep. MacLaren
00:28:34 Ms. Baker
00:29:29 Rep. Dickenson
00:30:21 Sen. Cooney
00:31:10 Rep. Dickenson
00:31:14 Sen. Brown
00:31:45 Rep. Dickenson
00:32:11 Sen. Brown
00:32:33 Rep. Dickenson
00:32:56 Rep. Van Dyk
00:33:41 Ms. Baker
00:34:41 Rep. Van Dyk
00:34:52 Ms. Baker
00:34:58 Rep. Brown
00:36:07 Ms. Baker
00:37:27 Rep. Brown
00:38:08 Rep. Ingraham
00:38:45 Sen. Brown
00:40:14 Rep. MacLaren
00:40:37 Ms. Baker
00:40:51 Chairman Himmelberger

Closing by Sponsor:

00:40:58 Sen. Brown
00:41:42 Chairman Himmelberger

HEARING ON SB 252

Opening Statement by Sponsor:

00:41:56 Sen. Mike Cooney (D), SD 40, opened the hearing on
SB 252, Name law enforcement academy classroom building
after Karl Ohs.

Proponents' Testimony:

00:45:11 Sherry Ohs, Ohs Family Estate
00:47:33 Betti Hill, Self
00:49:23 Brian Ohs, Self
00:50:03 Rep. Dee Brown, HD 3, Hungry Horse
00:50:39 Mike Foster, Self

Opponents' Testimony: None

Informational Testimony:

00:52:15 Kevin Olson, Administrator, Law Enforcement Academy
00:52:33 Sheryl Olson, Deputy Director, Department of
Administration

Questions from Committee Members and Responses:

00:52:52 Rep. Ingraham
00:53:09 Ms. Olson
00:53:19 Rep. Boniek
00:54:23 Chairman Himmelberger

Closing by Sponsor:

00:54:33 Sen. Cooney
00:55:59 Chairman Himmelberger

EXECUTIVE ACTION ON SB 252

00:56:12 **Motion:** Rep. Van Dyk moved that **SB 252 BE CONCURRED IN.**

Discussion:

00:56:20 Chairman Himmelberger
00:56:30 Rep. Brown
00:56:38 Rep. Malek
00:56:56 Rep. Boniek
00:57:34 Chairman Himmelberger
00:58:05 Rep. Boniek
00:58:25 Chairman Himmelberger
00:58:34 Ms. Ohs
00:58:59 Rep. Van Dyk

01:00:00 **Vote:** Motion carried unanimously by voice vote. Rep. Bean, Rep. Belcourt, Rep. Hands, and Rep. Phillips voted by proxy. Rep. Mendenhall will carry the bill in the House.

01:00:54 Chairman Himmelberger

EXECUTIVE ACTION ON SB 72

01:03:07 **Motion:** Rep. Brown moved that **SB 72 BE CONCURRED IN.**

Discussion:

01:03:14 Chairman Himmelberger

01:03:38 Rep. Hands entered the room.

01:03:41 Rep. Brown

01:04:29 Chairman Himmelberger

01:04:53 Rep. Wilmer

01:05:10 Ms. Heffelfinger, Legislative Services Division

01:06:02 Rep. Hendrick

01:06:28 Chairman Himmelberger

01:06:37 Rep. Wilmer

01:06:58 Rep. Malek

01:07:33 **Vote:** Motion carried unanimously by voice vote. Rep. Bean, Rep. Belcourt, and Rep. Phillips voted by proxy. Rep. Dickenson will carry the bill in the House.

01:08:07 Chairman Himmelberger

EXECUTIVE ACTION ON SB 219

01:09:01 **Motion:** Rep. Ingraham moved that **SB 219 BE CONCURRED IN.**

Discussion:

01:09:05 Chairman Himmelberger

01:09:34 Rep. Brown

01:09:50 Chairman Himmelberger

01:10:23 **Vote:** Motion carried unanimously by voice vote. Rep. Bean, Rep. Belcourt, and Rep. Phillips voted by proxy. Rep. Caferro will carry the bill in the House.

01:11:01 Chairman Himmelberger

EXECUTIVE ACTION ON SJR 14

01:11:32 **Motion:** Rep. Hands moved that **SJR 14 BE CONCURRED IN.**

Discussion:

01:11:49 Rep. Dickenson

HOUSE COMMITTEE ON STATE ADMINISTRATION

March 3, 2009

PAGE 6 of 7

01:12:00 Rep. Brown
01:12:09 Rep. Wilmer
01:12:27 Rep. Hands
01:12:33 Chairman Himmelberger
01:13:10 Rep. Wilmer
01:13:35 Rep. Washburn
01:14:16 Rep. Dickenson
01:15:00 Chairman Himmelberger
01:15:10 Rep. Wilmer

01:15:28 **Vote:** Motion carried 17-1 by voice vote with Rep.
Himmelberger voting no. Rep. Bean, Rep. Belcourt, and
Rep. Phillips voted by proxy. Rep. Hands will carry the
bill in the House.

01:16:19 Chairman Himmelberger

ADJOURNMENT

01:17:00 Adjournment: 9:18 a.m.

Marshall McEwen, Secretary

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Additional Documents:

EXHIBIT ([sth47aad.pdf](#))